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## FACSIMILE

**Date:** 5/29/2007

**To:** Commissioner for Patents  
**From:** Tamara Daw

**Subject:** Response to Office for App. Ser. No. 08/895,493; Our File - 012.P11002C

Attached for filing for App. Ser. No. 08/895,493 for a METHOD FOR CONTROLLING DATABASE COPYRIGHTS are the following documents:

1. Fee Transmittal (1 page); and
2. Response to Office Action (23 pages).

Tamara Daw

Legal Assistant

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To: Commissioner for Patents

From: Tamara Daw

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PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0551-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL  
For FY 2005** Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)200.00**Complete If Known**

Application Number	08/895,493
Filing Date	7/16/1997
First Named Inventor	Makoto Saito
Examiner Name	Paula W. Klimach
Art Unit	2135
Attorney Docket No.	012.P11002C

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 50-3703 Deposit Account Name: Berkeley Law Group

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

under 37 CFR 1.16 and 1.17

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
35 - 72 or HP =	0	x 50	= 0	Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
4 - 3 or HP =	1	x 200	= 200	Fee (\$)

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	Fee (\$)	Fee Paid (\$)

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

**SUBMITTED BY**

Signature	<i>James J. Lynch</i>	Registration No. (Attorney/Agent)	50,153	Telephone	603.439.6500
Name (Print/Type)	James J. Lynch			Date	May 29, 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Makoto Saito

Application No.: 08/895,493

Filed: July 16, 1997

Confirmation No.: 1079

For: METHOD FOR CONTROLLING  
DATABASE COPYRIGHTS

Art Unit: 2135

Examiner: Paula W. Klimach

*I hereby certify that this correspondence is being  
deposited via facsimile to the Commissioner for  
Patents, on:*

May 29, 2007Date of TransmissionTamara DawName of Person Transmitting CorrespondenceTamara Daw5/29/07

Date

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Sir:

In response to the Office Action dated February 28, 2007, please enter the following amendments and consider the following remarks.

Amendment to the claims begins on page 2.

Remarks begin on page 12.

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